

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

MICHAEL McCARTHY, et al.

*Plaintiffs,*

v.

CHARLES D. BAKER, in his Official Capacity as  
Governor of the Commonwealth of Massachusetts  
and in his Individual Capacity;  
et al.

*Defendants.*

CONSOLIDATED ACTIONS

CIVIL ACTION  
NO. 1:20-cv-10701-DPW

CEDRONE, LLC d/b/a SHAWSHEEN  
FIREARMS; et al.

*Plaintiffs,*

v.

CHARLES DUANE BAKER, in his capacity as  
GOVERNOR OF THE COMMONWEALTH OF  
MASSACHUSETTS; and MAURA T. HEALEY,  
in her capacity as ATTORNEY GENERAL OF  
THE COMMONWEALTH OF  
MASSACHUSETTS,

*Defendants.*

CIVIL ACTION  
NO. 1:20-cv-40041-DPW

**COMMONWEALTH DEFENDANTS' ASSENTED TO MOTION FOR LEAVE TO FILE  
CONSOLIDATED MEMORANDUM IN EXCESS OF PAGE LIMITATION IN  
SUPPORT OF MOTIONS TO DISMISS**

Defendants, Governor Baker, Attorney General Healey, and Commissioners Bharel and Gagnon (the “Defendants”), respectfully move this Court for leave to file one consolidated memorandum of law of up to twenty (25) pages in support of motions to dismiss each of these consolidated cases. In support of this motion, Defendants state the following:

1. These two matters have been consolidated by Order of Court. [*McCarthy* Doc. No. 30, *Cedrone* Doc. No. 11.]
2. The Plaintiffs in these two cases raise similar and overlapping claims.
3. Defendants in each case intend to move to dismiss on similar or overlapping theories.
4. Filing a single consolidated memorandum of law that addresses the grounds for dismissal in these two cases would be more efficient than filing a memorandum in each case that covers substantially the same arguments. To the extent that certain arguments are made to dismiss one case but not the other, Defendants will attempt to so note.
5. As set forth in Local Rule 7.1(b)(4), there is a twenty-page limit to memoranda in support of motions, except with leave of Court.
6. The Commonwealth Defendants seek leave to file a consolidated memorandum of up to twenty-five (25) pages. This limit is fifteen (15) pages less than the Defendants would be entitled to file if the memorandum were not consolidated.
7. All parties assent to this motion.

*WHEREFORE* the Commonwealth Defendants respectfully request that the Court grant this motion for leave to file a single consolidated memorandum of up to twenty-five (25) pages in support of a motion to dismiss each of these consolidated cases.

Respectfully submitted,

MAURA HEALEY  
ATTORNEY GENERAL

/s/ Gary Klein  
Gary Klein  
Special Assistant Attorney General  
One Ashburton Place  
Boston, Massachusetts 02108  
(617) 651-3650  
Gary.Klein@state.ma.us

Julie Kobick  
Assistant Attorney General  
Office of the Massachusetts Attorney General  
One Ashburton Place  
Boston, Massachusetts 02108  
(617) 963-2559  
julia.kobick@mass.gov

Dated: May 22, 2020

#### **LOCAL RULE 7.1 CERTIFICATE**

I certify pursuant to Local Rule 7.1(a)(2) that all parties assent to the requested relief.

/s/ Gary Klein  
Gary Klein

#### **CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic File (NEF).

/s/ Gary Klein  
Gary Klein